



MACo LEGISLATIVE UPDATE

VOL. 20, NO. 7

Feb. 6, 2009

The Montana Association of Counties (MACo) publishes this **weekly** bulletin containing summary descriptions of bills of interest to local government officials. **Each issue lists only the bills that have been introduced during the week. Please save this message or print it for future reference.**

Copies of bills are typically sent to County Clerks and Recorders and also can be found at: [http://laws.leg.mt.gov/laws09/LAW0200W\\$.Startup](http://laws.leg.mt.gov/laws09/LAW0200W$.Startup)

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Many legislators have their own e-mail addresses, which can be found at
<http://leg.mt.gov/css/sessions/61st/roster.asp?HouseID=0&SessionID=94>

MACo & the Montana Legislature

The MACo Web site has a page at <http://www.maco.cog.mt.us/Legislature/Legislative.htm> dedicated to helping members keep track of the happenings at the 61th Montana Legislature. There you'll find MACo's resolutions, links to pertinent bills, an archive of our weekly *Legislative Updates*, links to bills and bill status reports, hearings calendars, committee listings, legislator contact information, and more.

Scheduled Hearings for Feb. 9-13, 2009

The Senate Local Government Committee meets Mondays, Wednesdays, and Fridays at 3 p.m. in Room 405. The House Local Government Committee meets Tuesdays and Thursdays at 3 p.m. in Room 172. MACo bills are shown below in **bold**.

Monday, Feb. 9

	Room	Time
SB 287 Consumer health freedom and access act	422	10 a.m.
SB 53 Revise trial period for hearing aid purchased from traveling vendor	152	3 p.m.
HB 394 Prohibit use of individually identified prescription information for marketing	152	3 p.m.
SB 302 Revise school funding law by increasing general fund budget amount	303	3 p.m.
SB 350 Revise laws on HIV testing	317	3 p.m.
SB 310 Prohibit local covenants prohibiting protest of SID	405	3 p.m.
HB 77 Notification requirement for proposed gravel pit operations	472	3 p.m.
HB 254 Monitor and report greenhouse gas emissions	472	3 p.m.
HB 313 Revise opencut mining laws	472	3 p.m.
HB 359 Public notice and hearing for opencut applications	472	3 p.m.
SB 224 Transfer \$30 million from general fund to work comp old fund	317	5 p.m.

Tuesday, Feb. 10

	Room	Time
HB 345 Damages for unfair claims settlement practices	137	8 a.m.
HB 372 Revise exemptions from jury duty	137	8 a.m.
HB 376 Alcohol/drug test for DUI as condition of probation or sentence	137	8 a.m.
HB 428 Revise requirements for technology districts	152	8 a.m.
HB 421 Clean government act	455	8 a.m.
SB 316 Allow Attorney General assistance to county attorney in road disputes	303	9 a.m.
SB 346 Increase penalties for animal abuse	303	9 a.m.
SB 339 Right to work	422	9 a.m.
HB 51 Make state park fee opt in	152	3 p.m.
HB 406 Revise county interim zoning law	172	3 p.m.

Scheduled Hearings, cont.

Tuesday, Feb. 10, cont.

	Room	Time
HB 420 Allow local government to adopt energy conservation building codes	172	3 p.m.
HB 426 Clarify appointment of commissioners for regional airport authority	172	3 p.m.
HB 436 Qualifications for office of sheriff—required training certification	172	3 p.m.
SB 291 Montana railroad authority	405	3 p.m.
SB 319 Revise transportation law	405	3 p.m.
SJ 19 Urge federal gov't. manage CMR wildlife refuge consistent with enabling law	422	3 p.m.
HB 415 Regulate micro-processing of biodiesel	472	3 p.m.

Wednesday, Feb. 11

	Room	Time
HB 342 Extend liability limits to certain emergency deaths	137	8 a.m.
SB 264 Revise Montana facility finance authority	405	8 a.m.
SB 345 Revise zoning procedures for due process	405	3 p.m.
HB 319 Require proof of other permit applications for opencut mining	472	3 p.m.
HB 429 Annual fees for opencut mining operations	472	3 p.m.

Thursday, Feb. 12

	Room	Time
HB 227 Offset of personal consumption expenses in survival actions	137	8 a.m.
HB 347 Revise third-party bad faith litigation	137	8 a.m.
SB 258 Revise oil and gas tax holiday	405	8 a.m.
SB 333 Require election of supreme court justices from districts	303	9 a.m.
HB 399 Establish principles for provider rates	152	3 p.m.
HB 404 Uniform standards for certificates of survey and final subdivision plats	172	3 p.m.
HB 405 Criteria for local subdivision review	172	3 p.m.
HB 410 Revise calculation of cash in lieu of park dedication for subdivisions	172	3 p.m.
SB 322 Revise apiary laws	335	3 p.m.

Friday, Feb. 13

	Room	Time
HB 407 Protect children from sexual exploitation and abuse	137	8 a.m.
HB 408 Presumption of covered diseases for safety officers under work comp	172	8:30 a.m.
HB 292 Expedited partner care for STD	152	3 p.m.
HJ 11 Study ramifications of federal FMLA on government and business	152	3 p.m.

Projected Session Calendar

Please note: This calendar was revised by legislative leadership Dec. 4, 2008; leadership holds the authority to further revise the schedule, including the days the Legislature meets and the proposed breaks.

Introduction deadlines: Generally, bills and resolutions must be introduced within two legislative days after delivery. JR 40-50, H40-10.

"General bills" is used to denote all bills, except appropriation or revenue bills, and all joint resolutions.

Notes: Deadline dates are determined according to legislative days, using a six-day legislative week.

Certain bills and resolutions relating to administrative rules may be transmitted at any time during the session. JR 40-200(3).

Feb. 16:	Last day for Committee to request General Bills
Feb. 26:	Transmittal of General Bills to other Chamber
Feb. 27-28:	Transmittal Break
March 18:	Transmittal of Revenue-Estimating Joint Resolutions
March 20:	Last day for Committee to request Revenue Bills
March 26:	Transmittal of Appropriation Bills
March 31:	Transmittal of Revenue Bills
April 2:	Transmittal of amendments to General Bills
April 4:	Last day to request Study Resolution or Committee Bills to implement HB2
April 14:	Transmittal of amendments to Appropriation Bills
April 16:	Transmittal of amendments to Revenue Bills and Revenue-Estimating Joint Resolutions

Projected Session Calendar, cont.

April 20: Transmittal of Interim Study Resolutions
 April 25: Session adjourns; Sine Die

MACo Resolutions/Legislation

No.	Title	Res. No.	Sponsor	Status-Date
HB 18	Mail ballot pilot project	2008-23	Ingraham	Hearing-1/14
HB 38	Revise laws to reflect passage of six-mill levy	2008-22	Campbell	TX to Senate-1/22
HB 45	Compliance w/ federal law for forest reserve payments	MACoBd	Ingraham	TX to Senate-1/16
HB 60	Jail mental health crisis network standards pilot program		Ebinger	Hearing-2/3
HB 81	Study long-term impacts of budget/demographics		Lake	Hearing-1/20
HB 156	Uniform penalty/enforcement for zoning violations	2004-28	Pomnichowski	Passed as amended-2/5
HB 180*	Montana-based business technology districts	2008-38	Pomnichowski	Tabled in committee-1/15
HB 190	Clarify stream access from bridges/fencing	2008-11	Van Dyk	TX to Senate-1/28
HB 194	County payment from hard rock mining trust account	2008-24	Mendenhall	Hearing-2/4
HB 230	Revise local government employee incentive program	2008-15	McClafferty	Passed as amended-2/5
HB 232	Remove limits on PILT for state land in counties		French	Hearing-1/20
HB 244	Clarify law on absence by county officer	2008-01	Ankney	TX to Senate-1/31
HB 245	Authorize counties to create compensated absence fund	2008-09	Ankney	TX to Senate-1/31
HB 276	Clarify responsibility for persons injured by law enforcement	2008-20	Stoker	Hearing-2/4
HB 279	Indirect cost recovery exemption	2008-35	Reinhart	Hearing-1/30
HB 331	Revise laws relating to licensed establishments f/ health	2008-18	Kaufmann	Hearing-2/5
HB 406	Revise county interim zoning law		Reinhart	Hearing-2/10
HB 426	Clarify appt. of commissioners for regional airport authority	2008-03	Milburn	Hearing-2/10
HB 428	Revise requirements for technology districts	2008-38	Pomnichowski	Hearing-2/10
SB 30**	Revise reimbursement for meals, lodging	MACoEC	Gebhardt	Tabled in committee-1/9
SB 57	Revise laws governing special districts	2008-33	Gillan	2 nd reading-2/6
SB 58	Revise local government laws	2008-33	Gillan	Passed as amended-1/27
SB 78	Clarify mill levy limit for soil conservation districts	2008-31	Brendan	Hearing-2/3
SB 148	Revise and clarify local government laws	2008-26	Peterson	Referred to committee-2/3
SB 169	Revise drug testing requirements for public officers	2008-13	Gebhardt	Referred to committee-1/22
SB 191	Provide funding for court security	2008-11	Jent	Failed 2 nd reading-1/27
SB 208	Include non-profit hospital employees in co. health plan	MACoHCT	Lewis	Referred to committee-2/5
SB 309	Increase lodging/per diem reimbursement f/ state emps.	MACoEC	Shockley	Hearing-2/6
SJ 7	Opposition to HR 2421	2008-08	Brendan	Referred to committee-2/3
LC0605	Revise territory transfer laws relating to K-12 school dists.	2008-29	L. Jones	Draft ready f/ del.-2/5
LC0606	Revise laws governing electric transmission lines	2008-12	L. Jones	Draft on hold-11/12
LC0659	Authorize local governments to form investment pool	2008-30	Lewis	Draft on hold-11/19
LC0942	Revise laws governing local subdivision regulations	2008-07	Brueggeman	Draft on hold-1/8
LC0943	Revise impact fee laws	2008-19	Brueggeman	Draft back f/ redo-1/21
LC1089	Funding for grants to counties under youth court act	2008-40	McChesney	Draft on hold-12/8
LC1342	State PILT payment to offset state land purchases	2008-34	Bean	Draft on hold-12/10
LC1936	Create youth summer employment program	2006-14	Branae	Draft cancelled-1/15

* HB 180 has been replaced by HB 428

** SB 30 has been replaced by SB 309

Recently Introduced Bills

No.	Title
SB 309	Increase lodging and per diem reimbursement for state employees
SB 310	Prohibit local covenants prohibiting protest of SID
SB 311	Revise marriage licensure laws
SB 315	Revise class eight business equipment tax

Recently Introduced Bills, cont.

No.	Title
SB 316	Allow Attorney General assistance to county attorney in road disputes
SB 319	Revise transportation law
SB 321	Create penalty for voter suppression
SB 329	Revise automobile licensing and insurance laws
SB 331	Revise laws on criminal use of official position
SB 333	Require election of supreme court justices from districts
SB 337	Revise laws governing bison--re: translocation of quarantined bison
SB 339	Right to work
SB 341	Revise costs of criminal proceedings
SB 345	Revise zoning procedures for due process
SB 346	Increase penalties for animal abuse
SB 348	Const. referendum on annual legislative sessions, split into regular and budget
SB 349	Revise state bidding requirements to protect proprietary information
SB 350	Revise laws on HIV testing
SB 352	Allow city or town authority to impose levy to fund firefighters' retirement
SB 353	Remove license tax incentive for ethanol
SB 355	Facilitate community connection to internet
SB 360	Revise major facility siting act
SB 361	Revise property tax lien laws relating to receipted costs and notice form
SB 362	Revise deposit of protested centrally assessed property tax payment
SB 363	Exempt speaking at public function from work comp covered employment
SB 364	Revise local government law re: rural fire protection, access & penalty
SB 365	Revise local government law re: wildland fire protection fees
SB 369	Revise county process and penalties for violations of noxious weed laws
SB 370	Replace RIGWA with permit fee for sand and gravel operations
SB 371	Clarify applicability of "at work" for work comp purposes
HB 379	Revise water law for changes
HB 394	Prohibit use of individually identified prescription information for marketing
HB 398	Increase authority of commissioner of political practices
HB 399	Establish principles for provider rates
HB 400	Revise alcohol content of beer
HB 401	Revise methamphetamine clean up laws
HB 402	Revise laws relating to land banking
HB 404	Uniform standards for certificates of survey and final subdivision plats
HB 405	Criteria for local subdivision review
HB 406	Revise county interim zoning law
HB 407	Protect children from sexual exploitation and abuse
HB 408	Presumption of covered diseases for safety officers under work comp
HB 410	Revise calculation of cash in lieu of park dedication for subdivisions
HB 411	Flood damage mitigation assistance program
HB 414	Appropriation for grants to counties with asbestos diseases
HB 415	Regulate micro-processing of biodiesel
HB 420	Allow local government to adopt energy conservation building codes
HB 421	Clean government act
HB 426	Clarify appointment of commissioners for regional airport authority
HB 428	Revise requirements for technology districts
HB 429	Annual fees for opencut mining operations
HB 430	Fine for barbed wire fences across navigable water
HB 431	Revise dog bite laws
HB 432	Authorize school trustee election by acclamation
HB 435	Close gender wage gap
HB 436	Qualifications for office of sheriff--required training certification
HB 437	Consider energy policy in transportation planning and decision making
HB 444	Require prevailing union wage in local government privatization contracts
HB 446	Revise opencut mining law

Recently Introduced Bills, cont.

No.	Title
HB 447	Revise opencut mining laws
HB 448	Revise state land law relating to inventory and classification
HB 449	Revise state and local government finance laws
HB 452	Limit health care information subject to work comp disclosure
HB 455	Big sky rivers act
HB 456	Require seat belts on new school buses
HB 458	Repeal term limits
HB 460	Citizen data protection
HB 466	Providing paid military leave for all public employees